

CRIMINAL JURY TRIALCRIMINAL CASE NO. CR-21-151-DDATE February 23, 2023STYLE: UNITED STATES v. Billy James Menees and Ashley Dawn SchardeinPROCEEDINGS: (FURTHER) NON-JURY TRIAL FURTHER JURY TRIALCOMMENCED 9:30ENDED 11:45TOTAL TIME: 5 Hrs. Mins.COMMENCED 12:15ENDED 5:15

JUDGE Timothy D. DeGiusti

DEPUTY CLERK Mike Bailey

REPORTER Christy Clark

Gov't counsel Nicole Palladino, Caila ClearyDft counsel Cody Cofer, Kara Carreras, Ronald Gainor, Lynn PierceEnter as above. Dft(s) appear(s) in person.

Parties announce ready

Jury duly empaneled and admonished. Rule invoked on mtn of plf - dft

Plf - Dft make opening statement. Dft defers same until close of plf's evidence

Plf (presents - continues) case in chief with testimony of witnesses.

Plf's exhibits admitted. _____

Dft's exhibits admitted. _____

Plf rests. Dft's mtn for _____

GRANTED

DENIED

UNDER ADVISEMENT

Dft makes opening statement.

Dft (presents - continues) case in chief with testimony of witnesses and rests.

Plf presents rebuttal evidence with testimony of witnesses and rests.

Dft presents surrebuttal evidence with testimony of witnesses and rests.

Parties rest. Dft renews mtn for _____

GRANTED

DENIED

Closing arguments. √√√√ Court instructs the jury. √ Bailiff sworn. √Jury retires to deliberate at 4:05. Jury returns with verdict of Guilty on counts 1 and 2 as to both defendants at 5:10.Is polled.Is discharged.

Case referred to probation office.

Dft (stands on present bond - remanded to U.S. Marshal) awaiting sentencing.

Bond set at \$ _____ (cash - surety)

Clerk to prepare and file judgment on jury verdict.

Court orders dft acquitted - Bond exonerated - Released from custody

Court Order: Exhibits returned to the parties.

CASE NO. CR-21-151-D DEPUTY M. Bailey JUDGE Timothy D. DeGiusti DATE February 23, 2023

WITNESSES FOR PLAINTIFF

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____

WITNESSES FOR DEFENDANT

1. Dr. Mark Mills – Cont'd _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____